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**IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA**

KEVIN MORRIS, GLENN R. :
 SEMOW and CHAD J. COOK, On Behalf : CIVIL ACTION NO. 07-CV-02827 (WHA)
 of Themselves and All Others :
 Similarly Situated, : CLASS ACTION

Plaintiffs,

vs.

BMW OF NORTH AMERICA, LLC

Defendant.

**STIPULATION OF DISMISSAL WITHOUT PREJUDICE
PURSUANT TO RULE 41(a)(1)**

Pursuant to Federal Rule of Civil Procedure 41(a)(1), Plaintiffs and Defendant hereby stipulate to the dismissal of the captioned action, without prejudice.

Dated: February 12, 2008

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 & SMITH, LLP

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